

RESOLUTION NO. 2719

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ACCEPTING FEE TITLE IN AND TO CERTAIN REAL PROPERTY, ALL DESCRIBED ON EXHIBIT '1' ATTACHED HERETO COMPRISING A PORTION OF THE CHAPARRAL HIGHLANDS SUBDIVISION FOR KAREN WAY.

WHEREAS, A.R.S. § 9-241 provides that the Town of Payson may receive real property necessary or proper to carry out the purposes of the municipal corporation, within or without its limits; and

WHEREAS, the BMO Harris Bank N.A., as successor to M&I Marshall & Ilsley Bank was the owner of Tract B of the Chaparral Highlands Subdivision; and

WHEREAS, Tract B of the Chaparral Highlands Subdivision was intended to be a portion of the public roadway known as Karen Way; and

WHEREAS, the BMO Harris Bank N.A., as successor to M&I Marshall & Ilsley Bank did quit claim to the Town of Payson by recording a Quit Claim Deed for Tract B of the Chaparral Highlands to the Town of Payson on October 31, 2012 as shown on Exhibit '1'; and

WHEREAS, said real property is located within the corporate limits of the Town of Payson,

NOW, THEREFORE, THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, DO HEREBY RESOLVE AS FOLLOWS:

Section 1. That the Town of Payson does hereby accept ownership of receive those certain real property interests set forth in Exhibit '1' attached hereto and incorporated herein as though set forth in full at this point.

Section 2. That the Town of Payson shall perform any and all other acts necessary or appropriate to the taking of title to the said real property and to the use and control thereof.

PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON this 6th day of June, 2013 by the following vote:

AYES _____ NOES _____ ABSTENTIONS _____ ABSENT

Kenny J, Evans, Mayor

ATTEST:

APPROVED AS TO FORM:

Silvia Smith, Town Clerk

Timothy M. Wright, Town Attorney

JUN 06 2013 G. 3. *

2012-013664 QCD Page: 1 of 2
10/31/2012 02:58:36 PM Receipt #: 12-8524
Rec Fee: \$9.00 Donna Bryant
Gila County, Az, Sadie Tomerlin Dalton, Recorder



WHEN RECORDED, RETURN TO:

Greenberg Traurig
Attn: Jeffrey H. Verbin
2375 East Camelback Road, Ste. 700
Phoenix, AZ 85016



EXEMPT per ARS § 1134(A)(3)

QUIT CLAIM DEED

BMO Harris Bank N.A., as successor to M&I Marshall & Ilsley Bank, hereinafter called "Grantor" does hereby quit claim to the Town of Payson Tract B CHAPARRAL HIGHLANDS, according to Maps Nos. 776A and 776B records of Gila County, Arizona.

This Quit Claim Deed is made without covenant, representation or warranty, express or implied.

Dated: July 26, 2012

BMO Harris Bank N.A., as successor to M&I
Marshall & Ilsley Bank

By: Susan T. Conrad

Name: Susan T. Conrad

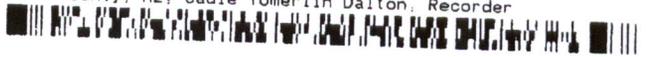
Its: Vice President

By: David Block

Name: David Block

Its: VP

"Grantor"



STATE OF ARIZONA)
) ss.
COUNTY OF MARICOPA)

The foregoing document was acknowledged before me this 26 day of July, 2012, by Susan T. Conrad, the Vice President of BMO Harris Bank N.A., as successor to M&I Marshall & Ilsley Bank, on behalf of the association.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Bethanie M. Anderson
Notary Public

My commission expires:

7/16/14



STATE OF ARIZONA)
) ss.
COUNTY OF MARICOPA)

The foregoing document was acknowledged before me this 26 day of July, 2012, by David Bloch the VP of BMO Harris Bank N.A., as successor to M&I Marshall & Ilsley Bank, on behalf of the association.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Bethanie M. Anderson
Notary Public

My commission expires:

7/16/14



Notice required by A.R.S. Section 41-313: The foregoing notarial certificate relates to the Quit Claim Deed dated as of July 26, 2012, executed by BMO Harris Bank N.A., as successor to M&I Marshall & Ilsley Bank, as Grantor, (the "Notarized Document"). The signers of the Notarized Document are limited to the parties listed in the foregoing sentence. The Notarized Document contains a total of 2 pages.